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40  
41 UNITED STATES DISTRICT COURT  
42  
43 NORTHERN DISTRICT OF CALIFORNIA  
44  
45 SAN FRANCISCO DIVISION

46  
47 ETHAN ZUCKERMAN,  
48 Plaintiff,  
49  
50 v.  
51  
52 META PLATFORMS, INC.,  
53 Defendant.

54 Case No. 3:24-CV-02596-JSC

55 **JOINT STIPULATION AND  
56 [PROPOSED] ORDER REGARDING  
57 AMENDED COMPLAINT AND CASE  
58 SCHEDULE**

59 [Civil L.R. 6-2(a); 7-12]

60 [Declaration of Kristin A. Linsley filed  
61 concurrently]

62 Judge: Hon. Jacqueline Scott Corley  
63 Courtroom: 8, 19th floor

1 Pursuant to Civil Local Rules 6-2(a) and 7-12, Plaintiff Ethan Zuckerman and Defendant Meta  
2 Platforms, Inc. hereby stipulate as follows:

3 WHEREAS, on May 1, 2024, Plaintiff filed the complaint in this action;

4 WHEREAS, on May 1, 2024, the Court issued an order setting initial case management  
5 conference and ADR deadlines, including deadlines to file certifications of conflicts and interested  
6 entities or persons (upon first appearance); to file an ADR certification (by July 11); to meet and confer  
7 pursuant to Federal Rule of Civil Procedure 26(f) (by July 11); to make initial disclosures (by July 25);  
8 to file a joint case management statement (by July 25); and to hold an initial case management  
9 conference (on August 1) (Dkt. 7) (“Initial Case Management Order”);

10 WHEREAS, on May 1, 2024, Plaintiff filed a certificate of conflicts and interested entities or  
11 persons (Dkt. 3);

12 WHEREAS, on May 2, 2024, the complaint was served on Defendant;

13 WHEREAS, on May 23, 2024, Defendant filed a corporate disclosure statement and  
14 certification of conflicts and interested entities or persons (Dkt. 24);

15 WHEREAS, on May 23, 2024, the Parties filed a stipulation pursuant to Civil Local Rule 6-1(a)  
16 extending Defendant’s deadline to answer or otherwise respond to Plaintiff’s complaint to June 20,  
17 2024 (Dkt. 25);

18 WHEREAS, Plaintiff intends to file an amended complaint in this action;

19 WHEREAS, the Parties have conferred and agree that it would be in the interests of judicial  
20 efficiency to allow Plaintiff to file an amended complaint and to set a schedule for Defendant’s response  
21 to the amended complaint (including any briefing relating to a motion to dismiss, should Defendant  
22 respond with a motion to dismiss);

23 WHEREAS, the Parties have satisfied the deadlines for filing certifications of conflicts and  
24 interested entities or persons;

25 WHEREAS, the Parties have conferred and agree that it would be in the interests of judicial  
26 efficiency to vacate the initial case management conference and postpone the deadlines set in the Initial  
27 Case Management Order, other than the deadlines for filing certifications of conflicts and interested

1 entities or persons, until Defendant responds to the amended complaint or, if Defendant responds by  
 2 filing a motion to dismiss, until after resolution of Defendant's motion to dismiss;

3 WHEREAS, as required by Local Civil Rule 6-2(a), this stipulated request is supported by the  
 4 Declaration of Kristin A. Linsley;

5 THEREFORE, the Parties request, subject to the Court's approval, that Plaintiff be permitted  
 6 to file an amended complaint by May 31, 2024, with the following schedule for the response to the  
 7 amended complaint:

8 <b>Deadline</b>	9 <b>Date</b>
10 Plaintiff to file amended complaint	11 May 31, 2024
12 Defendant to answer or otherwise respond to amended complaint	13 July 15, 2024
13 Motion(s) for leave to file amicus brief in support of motion to 14 dismiss*	15 July 22, 2024
16 Plaintiff to file opposition to motion to dismiss*	17 August 29, 2024
18 Motion(s) for leave to file amicus brief in support of Plaintiff's 19 opposition to motion to dismiss*	20 September 5, 2024
21 Defendant to file reply in support of motion to dismiss*	22 September 23, 2024
<i>23 * Applicable if Defendant responds to the amended complaint with a motion to dismiss</i>	

24 The Parties further request that, subject to the Court's approval, the initial case management  
 25 conference currently scheduled for August 1, 2024 at 1:30 p.m., along with the remaining deadlines in  
 26 the Initial Case Management Order (other than the deadlines for filing certifications of conflicts and  
 27 interested entities or persons, which the Parties have already satisfied), be vacated pending Plaintiff's  
 28 forthcoming amended complaint and Defendant's response thereto. The Parties further agree to file a  
 joint status report within two weeks after the filing of an answer to the amended complaint or, if a  
 motion to dismiss is filed, within two weeks after resolution of the motion to dismiss.

29 Nothing in this stipulation is intended to waive any rights that any party may otherwise have,  
 30 including the right to oppose and/or respond to any motion for leave to file an amicus brief, and the  
 31 right to request further modifications or extensions of deadlines.

1 IT IS SO STIPULATED.

2 DATED: May 29, 2024

GIBSON, DUNN & CRUTCHER LLP

3 By: /s/ Kristin A. Linsley  
4 Kristin A. Linsley

5 *Attorneys for Defendant Meta Platforms, Inc.*

6 DATED: May 29, 2024

7 KNIGHT FIRST AMENDMENT INSTITUTE  
8 AT COLUMBIA UNIVERSITY

9 By: /s/ Ramya Krishnan  
10 Ramya Krishnan (*Pro Hac Vice*)

11 *Attorneys for Plaintiff Ethan Zuckerman*

12 \* \* \*

13 **[PROPOSED] ORDER**

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 The hearing on Defendant's Motion to Dismiss is set for October 10, 2024 at 10:00 a.m. in  
16 San Francisco.

17 DATED: May 29, 2024

